

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS**

**Call to Order:** By **CHAIRMAN ALAN OLSON**, on February 23, 2007 at 4:17 P.M., in Room 172 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Alan Olson, Chairman (R)  
Rep. George G. Groesbeck, Vice Chairman (D)  
Rep. Harry Klock, Vice Chairman (R)  
Rep. Scott Boggio (R)  
Rep. Robyn Driscoll (D)  
Rep. Dave Gallik (D)  
Rep. Llew Jones (R)  
Rep. Wayne Stahl (R)  
Rep. Bill Thomas (D)  
Rep. Jonathan Windy Boy (D)

**Members Excused:** Rep. Dennis Himmelberger (R)  
Rep. Diane Rice (R)

**Members Absent:** None.

**Staff Present:** Todd Everts, Legislative Branch  
Cindy Peterson, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 610, 2/23/07; HB 631, 2/23/07  
Executive Action: HB 610; HB 631

**HEARING ON HB 631**

**Opening Statement by Sponsor:**

00:00:35 Rep. Mike Jopek (D), HD 4, opened the hearing on HB 631, identify state lands with unique corner post.

[EXHIBIT\(feh41a01\)](#)

[EXHIBIT\(feh41a02\)](#)

**Proponents' Testimony:**

00:04:34 Jim Kehr, Helena

**Opponents' Testimony:**

00:06:25 Jay Boden, Montana Stockgrowers' Association, Montana Association of Grazing Districts

00:10:36 John Semple, Montana Grain Growers Association

00:11:29 Mike Murphy, Montana Water Resources Association

**Informational Testimony:**

00:11:56 Kevin Chappell, Department of Natural Resources and Conservation (DNRC)

**Questions from Committee Members and Responses:**

00:12:11 Rep. Gallik

00:12:32 Rep. Jopek

00:12:37 Rep. Gallik

00:13:23 Rep. Jopek

00:14:01 Rep. Gallik

00:14:32 Mr. Chappell

00:14:45 Rep. Gallik

00:15:00 Mr. Chappell

00:15:18 Rep. Olson

00:15:44 Mr. Chappell

00:15:57 Rep. Olson

**Closing by Sponsor:**

00:16:19 Rep. Jopek

**HEARING ON HB 610**

**Opening Statement by Sponsor:**

00:18:07 Rep. Jim Keane (D), HD 75, opened the hearing on HB 610, revise laws relating to challenges to agency actions.

**Proponents' Testimony:**

00:20:12 Steve Wade, Bull Mountain Development Corp.  
00:25:01 Leo Berry, Great Northern Power Development  
00:27:29 Don Allen, Western Environmental Trade Association  
00:28:26 Cary Hegreberg, Montana Contractors' Association  
00:31:25 Bud Clinch, Executive Director, Montana Coal Council  
00:33:00 Dan Flynn, International Brotherhood of Electrical Workers  
00:33:23 Jason Todhunter, Montana Logging Association, and on behalf of Ellen Engsted, Montana Wood Products Association  
00:33:46 Dave Galt, Montana Petroleum Association

**Opponents' Testimony:**

00:34:19 Janet Ellis, Montana Audubon  
00:37:29 Anne Hedges, Montana Environmental Information Center  
00:42:07 Julia Page, Northern Plains Resource Council

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:47:06 Rep. Gallik  
00:49:59 Rep. Keane  
00:50:33 Rep. Gallik  
00:51:15 Rep. Olson  
00:51:19 Rep. Keane  
00:51:31 Rep. Olson  
00:51:35 Mr. Berry  
00:52:34 Rep. Gallik  
00:53:33 Mr. Berry  
00:54:24 Rep. Gallik  
00:55:17 Mr. Berry  
00:56:05 Rep. Gallik  
00:56:38 Mr. Berry  
00:56:52 Rep. Gallik  
00:57:27 Mr. Berry  
00:57:41 Rep. Groesbeck

00:58:11 Mr. Berry  
00:59:25 Rep. Groesbeck  
00:59:38 Rep. Keane  
00:59:42 Rep. Groesbeck  
01:00:02 Rep. Keane  
01:01:10 Rep. Groesbeck  
01:01:31 Rep. Keane  
01:02:19 Rep. Olson  
01:02:39 Ms. Page  
01:03:39 Rep. Olson  
01:04:39 Ms. Page  
01:05:05 Rep. Olson  
01:05:20 Ms. Page

**Closing by Sponsor:**

01:05:54 Rep. Keane

**EXECUTIVE ACTION ON HB 610**

01:07:49 **Motion:** Rep. Groesbeck moved that HB 610 **DO PASS.**

**Discussion:**

01:08:00 Rep. Groesbeck

01:09:25 **Vote:** Motion carried 9-3 by roll call vote with Rep. Driscoll, and Rep. Windy Boy voting no, and Rep. Gallik voting no by proxy, and Rep. Himmelberger and Rep. Rice voting aye by proxy.

**EXECUTIVE ACTION ON HB 631**

01:11:03 **Motion:** Rep. Thomas moved that HB 631 **DO PASS.**

**Discussion:**

01:11:17 Rep. Jones

01:13:12 **Substitute Motion/Vote:** Rep. Boggio made a substitute motion that HB 631 **BE TABLED.** Motion carried 9-3 by roll call vote with Rep. Groesbeck, Rep. Thomas, and Rep. Windy Boy voting no and Rep. Himmelberger and Rep. Rice voting aye by proxy.

**ADJOURNMENT**

01:15:03 Adjournment: 5:32 P.M.

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REP. ALAN OLSON, Chairman

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CINDY PETERSON, Secretary

AO/cp

Additional Exhibits:

**EXHIBIT ([feh41aad.pdf](#))**